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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, to an encelope addressed to: MS Appeal Brief - Patents, Commissioner for Patents, 7.0. Box 450, Alexandria, VA 22313-1450.

Dated: May 10, 2007

Signature:

EXPEDITED PROCEDURE Group Art Unit: 3733

2007

Docket No.: OSTEONICS 3.0-380

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Wang et al.

Application No.: 10/071,667

: Group Art Unit: 3733

: Examiner: R. R. Shaffer

:

For: POROUS METALLIC SCAFFOLD FOR

TISSUE INGROWTH

Filed: February 8, 2002

AMENDMENT UNDER 37 CFR 1.116

MS Appeal Brief - Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated October 5, 2006, finally rejecting claims 1-4, 6, 9-13, 15-18, 79, 82-87, 89-93, 95-98 and 101-103, please amend the above-identified U.S. patent application as follows: